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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/516,777	01/13/2006	Jochim Luthle	Le A 36 131	5263
35969 7590 08/26/2009 Barbara A. Shimei Director, Patents & Licensing Bayer HealthCare LLC - Pharmaceuticals 555 White Plains Road, Third Floor Tarrytown, NY 10591				
			EXAMINER MABRY, JOHN	
			ART UNIT 1625	PAPER NUMBER
			MAIL DATE 08/26/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b><i>Examiner-Initiated Interview Summary</i></b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;">Application No. 10/516,777</td> <td style="width: 50%; padding: 2px;">Applicant(s) LUITHLE ET AL.</td> </tr> <tr> <td style="padding: 2px;">Examiner JOHN MABRY</td> <td style="padding: 2px;">Art Unit 1625</td> </tr> </table>	Application No. 10/516,777	Applicant(s) LUITHLE ET AL.	Examiner JOHN MABRY	Art Unit 1625
Application No. 10/516,777	Applicant(s) LUITHLE ET AL.				
Examiner JOHN MABRY	Art Unit 1625				

**All Participants:**  
 (1) JOHN MABRY.  
 (2) William Gray.

**Date of Interview:** 25 August 2009

**Type of Interview:**  
☒ Telephonic  
☐ Video Conference  
☐ Personal (Copy given to: ☐ Applicant    ☐ Applicant's representative)

**Exhibit Shown or Demonstrated:**    ☐ Yes    ☐ No  
 If Yes, provide a brief description: \_\_\_\_\_

**Part I.**

Rejection(s) discussed:  
*n/a*

Claims discussed:  
*n/a*

Prior art documents discussed:  
*n/a*

**Part II.**

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:  
See Continuation Sheet

**Part III.**

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed:  
POTENTIAL ABANDONMENT FOR FAILURE TO RESPOND - Examiner and Attorney William Gray discussed via telephone if Applicant sent a Response to a Restriction mailed on December 23, 2008. Mr. Gray told Examiner that Applicant did not send a Response because Applicant intends to abandon Application 10/516,777 filed on 12/02/04.